

ORIGINAL

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

SOUTHERN

District of

NEW YORK

The Author's Guild, Associational Plaintiff,
and Herbert Mitgang, Betty Miles and Daniel
Hoffman, individually and on behalf of all
others similarly situated,
V. Plaintiffs,

SUMMONS IN A CIVIL ACTION

Google, Inc.,

CASE NUMBER:

Defendant.

05 CV 8136

TO: (Name and address of Defendant)

Google, Inc.
1600 Ampitheatre Parkway
Mountain View, California 94043

JUDGE SPRIZZO**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Sanford P. Dumain, Esq.
Milberg Weiss Bershad & Schulman LLP
One Pennsylvania Plaza
New York, New York 10119-0165
(212) 594-5300

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

SEP 20 2005

CLERK

DATE



(By) DEPUTY CLERK

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RETURN OF SERVICE

| | |
|--|-------|
| Service of the Summons and complaint was made by me ⁽¹⁾ | DATE |
| NAME OF SERVER (<i>PRINT</i>) | TITLE |

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:
- ☐ Other (specify):

STATEMENT OF SERVICE FEES

| | | |
|--------|----------|--------------|
| TRAVEL | SERVICES | TOTAL \$0.00 |
|--------|----------|--------------|

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____
Date

Signature of Server

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.